



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

(1) First and Final Account and Report of Status of Administration and Petition for its Settlement; (2) for Allowance of Statutory Executor's Compensation and (3) Statutory and Extraordinary Attorney's Compensation and (4) for Final Distribution of Estate

DOD: 5/8/01	PATRICIA C. TAYLOR , Executor, is petitioner.		NEEDS/PROBLEMS/COMMENTS:
	Account period: 5/8/01 – 1/14/15		
Cont. from 040615, 060115	Accounting	- \$82,647.15	
	Beginning POH	- \$42,147.10	
<input type="checkbox"/> Aff.Sub.Wit.	Ending POH	- \$82,647.15	
<input checked="" type="checkbox"/> Verified	Executor (statutory)	- \$3,305.88	
<input checked="" type="checkbox"/> Inventory	Attorney (statutory)	- \$3,305.88	
<input checked="" type="checkbox"/> PTC	Attorney x/o	- \$3,240.00	
<input checked="" type="checkbox"/> Not.Cred.	22 hours reduced to 9 hours for establishing a trust for a beneficiary, taxes, transfer documents and marshalling assets)		
<input checked="" type="checkbox"/> Notice of Hrg	Costs (filing fees, publication)	- \$1,140.00	
<input checked="" type="checkbox"/> Aff.Mail	Letters	- \$1,000.00	
<input type="checkbox"/> Aff.Pub.	Distribution, pursuant to Decedent's Will, is to:		
<input type="checkbox"/> Sp.Ntc.	Devante Ayers - real property		
<input type="checkbox"/> Pers.Serv.	Estate of Maggie Currie - \$24,155.33, furniture and furnishings and clothing.		
<input type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters	7/18/06		
<input type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input checked="" type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice	N/A		
			Reviewed by: KT
			Reviewed on: 5/26/15
			Updates:
			Recommendation:
			File 1 - Hollier

2 Tarek K. Alameldin (Estate)

Case No. 06CEPR01226

Atty Rindlisbacher, Curtis D. (for Naglaa K. Alameldin – Sister – Administrator)
Atty Shahbazian, Steven L. (for Roli Elsotari)

Probate Status Hearing Re: Filing Account

DOD: 11/06/06		<p>NAGLAA K. ALAMELDIN, sister, was appointed Administrator with full IAEA and bond of \$190,000.00 on 01/02/07.</p> <p>NAGLAA K. ALAMELDIN filed a Status Report of Administration of Estate and Petition to Approve First Account on 09/21/10.</p> <p>The Petition to Approve First Account was continued several times and the Court denied the Petition with leave to Amend on 06/04/12.</p> <p>Minute Order from hearing on 8/6/12 set this matter for status regarding filing the account.</p> <p>In June of 2013 the attorney reported that the estate is waiting on funds totaling \$69,425.63 from CA State Controller unclaimed property. In addition since there was a minor beneficiary a guardianship of the estate would be needed prior to distribution.</p> <p>Former Status Report filed 8/11/14 states the estate received a check in the amount of \$69,352.97 from the State Controller's office. Administrator states they are in the process of preparing a formal accounting and petition for final distribution in the next 45 days.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Final Account and Petition for Final Distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.</p>
Cont. from 100412, 113012, 020113, 040513, 060713, 080913, 090613, 110113, 010914, 041014, 081114, 100914, 120114, 011215, 030215, 040615, 042715, 051115			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt	X		
UCCJEA			
Citation			
FTB Notice			
		<p>Reviewed by: skc</p> <p>Reviewed on: 5/26/15</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 2 - Alameldin</p>	

3 Herbert C. Hamby (Estate)

Case No. 07CEPR00788

Atty Kruthers, Heather (for Public Administrator)
Atty Rackley, Elaine (Pro Per Administrator with Will Annexed)

Probate Status Hearing for Failure to File a First Account or Petition for Final Distribution

<p>DOD: 9-6-05</p>	<p>DORIS ELAINE RACKLEY, Daughter, was appointed as Administrator with Will Annexed with Limited IAEA without bond and Letters issued on 8-28-07.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>
<p>Cont. from 092013, 111513, 022114, 061314, 092914, 033015</p>	<p>On 11-15-13, the Court removed Ms. Rackley and appointed the PUBLIC ADMINISTRATOR.</p>	<p>1. Need petition for final distribution.</p>
<p>Aff.Sub.Wit.</p>	<p>Public Administrator's Status Report filed 6-10-14 states the sole asset of this estate is real property. A relative who lives on the real property, Brian Rackley, expressed an interest in purchasing the property; however, Senior Probate Assistant Susan Banuelos has been unable to set up a meeting with the family. She has arranged to meet with Mr. Rackley on June 16 to provide figures of fees to be paid, and consent will be required from the other family members.</p>	<p>Note: The beneficiaries of the estate are Elaine Rackley, Marilyn Hamby, and the Estate of Irene Hamby.</p>
<p>Verified</p>	<p>It is respectfully requested that the next hearing be set no sooner than four (4) months out so that Mr. Rackley can ascertain if he will be able to pay the fees and purchase the property. Once the Public Administrator knows if this can go forward, the final account can be prepared.</p>	
<p>Inventory</p>		
<p>PTC</p>		
<p>Not.Cred.</p>		
<p>Notice of Hrg</p>		
<p>Aff.Mail</p>		
<p>Aff.Pub.</p>		
<p>Sp.Ntc.</p>		
<p>Pers.Serv.</p>		
<p>Conf. Screen</p>		
<p>Letters</p>		
<p>Duties/Supp</p>		
<p>Objections</p>	<p>Status Report filed 9-25-14 states the Public Administrator has recently learned that there is unclaimed property in the decedent's estate. She has submitted the claim and believes there may be enough to pay all the fees. It is requested that this matter be continued for six months to allow the State of California time to respond to the claim.</p>	
<p>Video Receipt</p>		
<p>CI Report</p>		
<p>9202</p>		
<p>Order</p>		
<p>Aff. Posting</p>		
<p>Status Rpt</p>	<p>Status Report filed 3-26-15 states additional assets were found including a life insurance policy and unclaimed property with the State of California. A supplemental inventory has been filed and the Public Administrator is now in a position to file the final account. A continuance of 60 days is requested.</p>	
<p>UCCJEA</p>		
<p>Citation</p>		
<p>FTB Notice</p>		
		<p>Reviewed by: skc</p>
		<p>Reviewed on: 5-26-15</p>
		<p>Updates:</p>
		<p>Recommendation:</p>
		<p>File 3 – Hamby</p>

4 Kayla Brianna Garcia (GUARD/P)

Case No. 08CEPR01096

Petitioner: Dayse Avila (pro per)

Petitioner: Leticia Lopez (pro per)

Petition for Appointment of Temporary Guardian

		GENERAL HEARING 6/23/15	NEEDS/PROBLEMS/COMMENTS:
		LETICIA LOPEZ, non-relative, and DAYSE AVILA, sister, are petitioners.	
		Please see petition for details.	
Cont. from 050415			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input checked="" type="checkbox"/>	Pers.Serv.	W/	
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input checked="" type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed on: 5/26/15
			Updates:
			Recommendation:
			File 4 - Garcia

		<u>GENERAL HEARING: 07/13/15</u>	NEEDS/PROBLEMS/COMMENTS:
		CASSANDRA REAL , non-relative (brother's girlfriend), is Petitioner.	<p>Notes: Petitioner has also filed a Petition for Termination of Guardianship that is set for hearing on 07/13/15.</p> <p>Dolores Perez, maternal aunt, was appointed as Guardian on 11/01/12. Letter from Ms. Perez attached to general guardianship petition supports Cassandra Real's petition.</p> <p>Tony Corrales, brother, is a co-petitioner on the general guardianship petition, but not the temporary petition.</p> <ol style="list-style-type: none"> 1. This petition for guardianship appears premature as there is a current guardian in place. 2. Need proof of personal service at least 5 court days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Temporary Guardian of the Person</i> <u>or</u> <i>Consent & Waiver of Notice</i> <u>or</u> <i>Declaration of Due Diligence</i> for: <ol style="list-style-type: none"> a. Martin Garcia (minor)
		Current Guardian: DOLORES PEREZ – personally served on 05/21/15	
Cont. from		Father: PEDRO GARCIA - deceased	
<input type="checkbox"/>	Aff.Sub.Wit.	Mother: RUBY ZERMENO – personally served on 05/21/15	
<input checked="" type="checkbox"/>	Verified	Paternal grandparents: NOT LISTED	
<input type="checkbox"/>	Inventory	Maternal grandfather: RUBEN CORRALES – deceased	
<input type="checkbox"/>	PTC	Maternal grandmother: YVONNE RIOS	
<input type="checkbox"/>	Not.Cred.	Sibling: TONY CORRALES	
<input type="checkbox"/>	Notice of Hrg	Petitioner states [see Petition for details].	
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input checked="" type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: JF
			Reviewed on: 05/27/15
			Updates:
			Recommendation:
			File 5 - Garcia

Status Hearing Re: the Establishment of a Guardianship in Oregon

	TALINA HURLEY , maternal grandmother, was appointed Guardian of the minors on 11/19/12	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>CONTINUED FROM 03/09/15</u> Minute Order from 03/09/15 states: Counsel states a petition has been filed but additional time is needed to obtain an order appointing.</p> <p>As of 05/27/15, nothing further has been filed.</p> <p>1. Need proof of establishment of guardianship in Oregon. Note: it is noted that a copy of a Petition filed in Washington County, Oregon was filed 02/17/15; however no Order appointing Guardian has been filed.</p>
	On 05/27/14, Guardian's Petition to Fix Residence Outside the State of California was granted.	
	On 06/24/14, Debra Swenson, maternal grandmother, filed an Ex Parte Application for Temporary Restraining Order Preventing Guardian from Fixing Residence of Minors Outside of California and an Order Shortening Time on Petition to Terminate Order Fixing Minors Residence Outside of California.	
	The Ex Parte Application was granted on 06/24/14 and set a hearing for 07/10/14.	
	At the 07/10/14 hearing, the matter was set for a court trial on 07/24/14.	
	At the Court trial on 07/24/14, the Court found that there was no detriment in allowing the children to move to Oregon and set this matter for a Status Hearing regarding the Establishment of a Guardianship in Oregon.	
	Cover Sheet for Oregon Petition for Appointment of Guardian and Attached Documents filed 02/17/15 attaches a copy of a Petition for Appointment of Guardian in Washington County, Oregon.	
Cont. from 012615, 030915		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: JF
		Reviewed on: 05/27/15
		Updates:
		Recommendation:
		File 6 - Swenson

(1) First and Final Account and Report of Personal Representative, (2) Petition for Settlement, for (3) Allowance of Attorneys' Fees for Ordinary Services, Costs, and for (4) Final Distribution

DOD: 4/14/12	SANTOS PEREZ , Administrator, is petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 4/20/15.</p> <p>Minute order dated 2/23/15 states the Court is not inclined to approve the distribution as has been requested. – Please see page 2 for Status Report filed on 5/18/15</p> <ol style="list-style-type: none"> Petition proposes to distribute the 1997 Automobile to Petitioner. Petitioner is not an heir to this estate. Therefore the property should be distributed to the heirs. Petition proposes to distribute the real property subject to a life estate in favor of the petitioner, who is not an heir to this estate. Two of the beneficiaries, Mike Chavez and Richard Flores, Jr. have signed a Renunciation in favor of Petitioner for a life estate in the real property. The other two beneficiaries Isabel Alvarez and Sylvia Alaniz have not agreed the property being distributed subject to a life estate. <p>Please see additional page</p>
	Current bond: \$78,000.00	
	Account period: 4/14/12 – 8/21/14	
Conf. from 111014, 011215, 022315, 042015	Accounting - \$96,400.00	
	Beginning POH - \$96,400.00	
	Ending POH - \$96,400.00	
<input type="checkbox"/> Aff.Sub.Wit.	Administrator - waives	
<input checked="" type="checkbox"/> Verified	Attorney (statutory) - \$3,856.00	
<input checked="" type="checkbox"/> Inventory	Costs - \$1,724.70 (filing fees, publication, probate referee, bond, recorder fees and certified copies)	
<input checked="" type="checkbox"/> PTC	Creditor: Department of Health Care Services - \$30,826.13	
<input checked="" type="checkbox"/> Not.Cred.	Petitioner states he and the decedent lived together in the estate real property since 1987 until decedent's death in 2012. During the time that petitioner resided with decedent on the real property, he paid the mortgage payments each month, the maintenance and upkeep, and the annual property taxes. The decedent and petitioner agreed that petitioner would have a life estate in the property. Petitioner has continued to pay said expenses since the date of death of the decedent. Mike Chavez and Richard Flores, Jr. children of the decedent, executed a Renunciation in Favor of Santos Perez for a Life Estate; Isabel Alvarez and Sylvia Alaniz, daughters of the decedent did not execute such Renunciation.	
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters	6/18/13	
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input checked="" type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input checked="" type="checkbox"/> FTB Notice		
	Please see additional page.	
	Reviewed by: KT	
	Reviewed on: 5/27/15	
	Updates:	
	Recommendation:	
	File 7 – Gonzalez	

Petitioner seeks to distribution of a life estate in the real property under the principle of estoppel. The real property will be subject to a lien in favor of the of the Department of Health Care Services of the State of California until the death of Santos Perez, or the sale of the real property, and subject to the lien of Quinlan, Kershaw and Fanucchi, LLP for attorneys' fees and costs with interest at 10% per annum from the date of the order. In addition the property would be distributed subject to a lien in favor of the Department of Health Care Services in the amount of \$30,826.13 with interest accruing at 7% per annum from the date of recording of the Order and subject to a lien in favor of Quinlan, Kershaw and Fanucchi, LLP, for attorney fees and reimbursement of costs of administration.

Proposed distribution is to:

- Santos Perez - 1997 Chevy Automobile and a life estate in the real property
- Mike Chavez (son) - 1/4th Interest in the real property, subject to the life estate.
- Isabel Alvarez (daughter) - 1/4th Interest in the real property, subject to the life estate.
- Richard Flores, Jr. (son) - 1/4th Interest in the real property, subject to the life estate.
- Sylvia Alaniz (daughter) - 1/4th Interest in the real property, subject to the life estate.

Declaration of paralegal Charlene Bullock filed on 3/2/15 states on 1/13/15 she had a voice mail message from Bobbie Coleman of the Recovery Section of the Department of Health Care Services. Mr. Coleman advised that the Department had reviewed the First and Final Account, the Order for Final Distribution, and the lien set forth in said document was acceptable to the Department. Ms. Bullock states that her office has filed Orders for Final Distribution in other probate matters wherein a lien to the Department of Health Care Services is set forth therein, and the Department has accepted those orders each time without having filed a formal consent or letter of consent with the Court.

Status Report filed on 5/18/15 states a continuance will be requested at the hearing on 6/1/15.

	Carol Mattox is Executor.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need informal accounting of \$5,400.00 reserve.</p>
	Executor's Petition for Final Distribution was granted on 12/15/14, including a closing reserve of \$5,400.00.	
	Consistent with the Court's recent practice, the Court set this status hearing for the filing of an informal accounting of the closing reserve amount at the hearing on 12/15/14.	
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg	Status Report filed 5/20/15 states the tax returns for the estate are not due until 6/15/15; therefore, the taxes, accounting fees and related costs have not yet been determined or paid. Mr. Dowling respectfully requests an additional 45 days to file the informal accounting.	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: skc
		Reviewed on: 5/26/15
		Updates:
		Recommendation:
		File 9 - Gover

DOD: 12-20-13	JOANN DIREDO , Daughter, was appointed Executor with Full IAEA without bond on 7-10-14. Letters issued 7-16-14.	NEEDS/PROBLEMS/COMMENTS:
	At the hearing on 7-10-14, the Court set this status hearing re: filing of the Inventory and Appraisal.	1. Need Inventory and Appraisal per Probate Code §8800.
Cont from 121114, 010515, 022315, 042015	Status Report filed 12-31-14 states they have recently become aware of a matter of confusion regarding the real property of the estate. Time is needed to research the entities of ownership and the amount of each entities' ownership, and perhaps supplement or correct the final I&A. There is also an issue of rejection of certain creditor claims. They will be ordering a title search on one parcel. Attorney Fanucchi failed to appear for the 12-11-14 hearing because the hearing was not placed on his calendar pursuant to the 7-8-14 Examiner Notes, and the Executrix was not advised of the said date of hearing.	Note: The original petition estimated the estate value at \$1,000,000.00.
Aff.Sub.Wit.	Status Report filed 2-9-15 states counsel obtained a Guarantee of the Chain of Title from Chicago Title Company issued 1-9-15 containing 107 pages. It appears there are questions concerning the exact title owned as to a certain property on Shaw Ave., because of multiple transfers since 1978. Additional time is needed to determine ownership and perhaps request supplement or correction to the Final Inventory and Appraisal. The Executrix has been served with three creditor's claims. Mr. Fanucchi will appear on 2-23-15 and request continuance.	Note: Four (4) Creditor's Claims have been filed in this matter, including a claim by the IRS in the amount of \$5,805.17 and a claim by a family member in the amount of \$106,866.46.\
Verified	Status Report filed 4-16-15 states the attorney had surgery and is convalescing and it is anticipated that he will not be back in the office for at least four weeks. David Moeck will appear for the 4-20-15 hearing to request continuance, but is not familiar enough with the file or client to render the necessary argument or complete the I&A for filing. David DiRedo has filed a Complaint for Breach of Contract, Money had and Received, Declaratory Relief which was served 4-7-15 in regard to his creditor's Claim filed in the estate, which has been rejected.	Reviewed by: skc
Inventory		Reviewed on: 5-26-15
PTC		Updates:
Not.Cred.		Recommendation:
Notice of Hrg		File 10 – DiRedo
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

Probate Status Hearing RE: Other Monies Not Yet Accounted For

DOD: 4/28/89	<p>FREMON GRAVES, Son-in-law, was appointed as Special Administrator on 8-27-14 with authorization to obtain a settlement check from the Black Farmers' Discrimination Litigation Claims Administrator and deposit same into a blocked account (\$62,500.00, later determined to be \$50,00.00)</p> <p>Mr. Graves was removed at the status hearing on 2-2-15 and the FRESNO COUNTY PUBLIC ADMINISTRATOR was appointed Special Administrator.</p> <p>At the hearing on 4/27/15, Mr. Graves represented to the Court that he has a cashier's check in the amount of \$35,000.00 in his possession. The Court ordered Mr. Graves to deliver said check to the Public Administrator's office.</p> <p>The Court set this status hearing re other monies not yet accounted for.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need status report re: other monies not yet accounted for.</p>
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: skc
		Reviewed on: 5/26/15
		Updates:
		Recommendation:
		File 11 - Logan

DOD:12-18-11		ELIZABETH S. LESTER, Surviving Spouse, is Petitioner.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Cont. from 3-23-15, 4-27-15</u></p> <p>Note: On 4-23-15, Attorney Lester filed a Declaration in Support of Spousal Petition.</p> <p>On 4-24-15, Attorney Lester filed an Amended Declaration.</p> <p>Minute Order 4/27/15: Counsel requests 30 days.</p> <p>The following issues remain noted:</p> <p style="text-align: center;"><u>SEE ADDITIONAL PAGES</u></p> <hr/> <p>Reviewed by: skc</p> <hr/> <p>Reviewed on: 5-26-15</p> <hr/> <p>Updates:</p> <hr/> <p>Recommendation:</p> <hr/> <p>File 14- Lester</p>
		No other proceedings	
Cont from 032315, 042715		Decedent's Will dated 12-17-11 devises automobiles, jewelry, clothing and furniture to his wife, and the residue to the trustee(s) of the Jeffrey Charles Lester and Elizabeth Suzanne Lester Revocable Living Trust dated 12-17-11.	
	Aff.Sub.Wit.	S/P	
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	w/o	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		<p>Note: Article 5, Section 5.01 (Nonprobate Transfers of Community Property) states:</p> <p>"If I predecease my wife or husband, I revoke any consent I have given during my lifetime to any nonprobate transfer on the death of nay person, to anyone other than my wife, or all or part of my community property interest in any asset described in <u>California Probate Code Section 5000</u> (or any successor section), and instead I give to my wife my community property interest in any assets affected by this revocation of consent. Notwithstanding the preceding sentence, this revocation of consent shall be inapplicable to any community property included in any express trust of which I am the settlor or a cosettlor, which shall continue to be governed by the terms of the applicable trust instrument. It is my intention that my wife shall have full power to dispose of all community property assets to which this section of the will applies."</p> <p>Petitioner requests Court confirmation that the 75% interest in the real property described at Attachment 7a (APN 313-420-17) owned by the decedent and Petitioner as community property passes to her as the surviving spouse.</p> <p style="text-align: center;"><u>SEE ADDITIONAL PAGES</u></p>	

Page 2

NEEDS/PROBLEMS/COMMENTS: The following issues remain noted, with some modifications for clarification. Attorney Lester's declaration in response is summarized below for reference.

1. The decedent's will devises the residue of his estate to the trustee(s) of the Jeffrey Charles Lester and Elizabeth Suzanne Lester Revocable Living Trust dated 12-17-11. Later, the "Concluding Provisions" of Article 5, Section 5.01 indicate a possible alternative for community property to pass via nonprobate transfer; however, it appears to specifically exclude any community property included in a trust.

The Court may require further clarification as to how this property falls under Article 5, Section 5.01, including why this property is/was not included in the trust.

Specifically, the trust attached to the Declarations filed 4-23-15 and 4-24-15 includes a list of real property assigned to the trust by address only. The subject property of this petition has never been identified by address, only by APN. Need clarification: Is this one of the properties listed? If this property was assigned to the trust, then it appears this petition may not be appropriate.

2. The decedent's will is witnessed by only two witnesses: Petitioner Elizabeth S. Lester (Surviving Spouse and Petitioner herein), and her attorney, Tyler H. Lester. Pursuant to Probate Code §6112, unless there are at least two other subscribing witnesses to the will who are disinterested witnesses, a devise to a subscribing witness creates a presumption of undue influence affecting burden of proof. The Court may require clarification with reference to this section as to why the property should pass to Petitioner via this nonprobate transfer rather than to the trust pursuant to the Section 3.01 of the will.
3. The Court may require further notice to those of the decedent's children that do not live at the address where notice was sent. Per Attorney Lester's declaration, one is away at college and another lives in Fresno.
4. Petitioner requests that the entire 75% interest owned by the decedent and Petitioner as community property passes to her. Rather, it appears from the Declaration filed 4-23-15 that this summary proceeding can only pass the decedent's one-half community property interest in the 75% interest, as the other one-half community property interest belongs to Petitioner already.

Note: Petitioner did not check the box at #7b for confirmation of her own interest in the community property, but has included this confirmation in the proposed order.

SEE ADDITIONAL PAGES

Declaration of Tyler H. Lester in Support of Spousal Petition filed 4-23-15 states he is the nephew of the decedent. Attached is a copy of the Jeffery Charles Lester and Elizabeth Suzanne Lester Revocable Living Trust. Elizabeth Suzanne Lester is the trustee. When the decedent was diagnosed with late stage terminal cancer in November 2011, it was a shock to the family, and he was not given much time to live. The decedent contacted Tyler H. Lester to make plans to get his affairs in order to avoid probate. Tyler H. Lester and the decedent's accountant met with the decedent. Tyler H. Lester drafter a trust and a will at the decedent's instructions with the help of the accountant. All of his children are aware of his involvement and their father's wishes. None ore contesting the transfer of assets to Petitioner and all fully support Tyler H. Lester's efforts to do so. Tyler H. Lester states the address used for notice is all of the children's permanent address for purposes of mail, though only two still live at home. One is away at college and the other lives in Fresno. All are aware of these proceedings and none wish to contest the transfer. None of the property was able to be transferred into the trust prior to the decedent's passing given the short time frame and untimely passing.

Attached are deeds associated with the subject property. It is owned in part by Tyler H. Lester's grandmother's trust and in part by the decedent and Petitioner as community property. **Petitioner requests that the 75% interest owned as community property pass to her through this petition.**

Attached Deeds as follows:

- Individual Grant Deed recorded in 1983 (recording stamp is crossed out with an "X") that grants the subject property to: Jeffery C. Lester and Elizabeth S. Lester, husband and wife, as community property, as to an undivided 1/2 interest; Donald C. Lester and Bonna E. Lester, husband and wife, as community property, as to an undivided 1/2 interest.
- Grant Deed recorded in 1995 wherein Bonna E. Lester and Jeffrey C. Lester, Co-Trustees of The Donald C. Lester and Bonna E. Lester Family Trust, udt 3/4/87, grants to Bonna E. Lester, Trustee of the Bonna E. Lester Family Trust (Trust B) (a revocable living trust), udt 3/4/87 an undivided 1/4 interest being 1/2 of Grantor's entire interest, which is an undivided 1/2 interest.
- Gift Deed recorded in 2006 wherein Bonna E. Leter, trustee of The Bonna E. Lester Family Trust (Trust B) (a revocable living trust) udt 3/4/87 grants to Jeffery C. Lester and Elizabeth S. Leter, husband and wife, as community property, all of its right, title and interest (said interest being an undivided 25% interest) of the subject property.

Atty Howell, Angelette V. (Pro Per Petitioner)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

		See petition for details.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 4/20/15. All notice issues have been cured except as follows:</p> <ol style="list-style-type: none"> 1. Paternal Grandmother Maria Alba Romo was served without a copy of the petition. It does not appear that she was included in the mailing on 4/20/15. Need clarification: Was Ms. Romo served a copy of the petition along with the Notice of Hearing? 	
Cont from 042015				
	Aff.Sub.Wit.			
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	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	DSS Report			
✓	Clearances			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 5/26/15	
			Updates:	
			Recommendation:	
			File 16A – Alba	

17 Estefany Victoria Hernandez Navarro (GUARD/P) Case No. 15CEPR00183

Attorney Pulido, Reynaldo Carrillo (for Estefany V. Hernandez Navarro – minor/Petitioner)

Petition for Appointment of Guardian of the Person

		<u>NO TEMPORARY IN PLACE</u>	NEEDS/PROBLEMS/COMMENTS:
		<p>ESTEFANY VICTORIA HERNANDEZ NAVARRO, minor, is Petitioner, and requests that MARIA CECILIA NAVARRO, maternal aunt, be appointed as Guardian of the Person.</p> <p>Father: SANTOS HERNANDEZ – Declaration of Due Diligence filed 02/19/15; Served by mail on 04/10/15</p> <p>Mother: FRANCISCA NAVARRO ALVARADO – Declaration of Due Diligence filed 02/19/15; Served by mail on 04/10/15</p> <p>Paternal grandparents: NOT LISTED</p> <p>Maternal grandparents: NOT LISTED</p> <p>Sibling: JOSUE HERNANDEZ NAVARRO – Consent & Waiver of Notice filed 05/19/15</p> <p>Petitioner states guardianship is necessary because the minor has been neglected by both parents. Petitioner is able and willing to provide a safe and stable living environment. Reunification with both parents would be detrimental to the minor and the child needs a guardian appointed to qualify for Special Immigrant Juvenile Status.</p> <p>Court Investigator Jennifer Daniel filed a report on 04/17/15.</p>	<p>CONTINUED FROM 04/27/15</p> <p>1. Need proof of service at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> <i>Consent & Waiver of Notice</i> <u>or</u> <i>Declaration of Due Diligence</i> for:</p> <ul style="list-style-type: none"> a. Santos Hernandez (father) – personal service required b. Francisca Navarro Alvarado (mother) – personal service required <p>Note: Declarations of Due Diligence filed 02/19/15 state that the parents have not been seen or heard from since April 2014 and their current whereabouts are unknown; Per proof of service filed 04/27/15, the parents were served by mail on 04/10/15</p> <ul style="list-style-type: none"> c. Paternal grandparents – service by mail sufficient d. Maternal grandparents – service by mail sufficient
Cont. from 042715			
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<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		Reviewed by: JF	
		Reviewed on: 05/27/15	
		Updates:	
		Recommendation:	
		File 17 - Navarro	

Petition for Appointment of Probate Conservator of the Person (Prob. C. 1820, 1821, 2680-2682)

		See petition for details.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Court Investigator advised rights on 4/23/15</p> <p>Voting rights affected – need minute order</p> <ol style="list-style-type: none"> 1. Need Citation. 2. Need proof of personal service of Citation with a copy of the petition at least 15 days prior to the hearing on Proposed Conservatee Robert Clark pursuant to Probate Code §1824. 3. Need Notice of Hearing. 4. Need proof of service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing pursuant to Probate Code §1822 on all relatives listed at #11 of the petition. 5. Need proof of service of Notice of Hearing with a copy of the petition at least 30 days prior to the hearing on CVRC pursuant to Probate Code §1822(e) 6. Need Capacity Declaration in support of request for medical consent powers under Probate Code §2355. 7. Need Video Receipt pursuant to Local Rule 7.15.8.A.
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	Notice of Hrg	X	
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	Sp.Ntc.		
	Pers.Serv.	X	
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✓	Letters		
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	Objections		
	Video Receipt	X	
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✓	Order		
	Aff. Posting		
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	Citation	X	
	FTB Notice		
			Reviewed by: skc
			Reviewed on: 5/26/15
			Updates:
			Recommendation:
			File 20 - Clark

21A Ryan Hudson (GUARD/P) Case No. 15CEPR00323

Petitioner Puryear, Ef (Pro Per)

Fee Waiver Hearing

	EF PURYEAR, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
Cont. from		
Aff.Sub.Wit.		
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Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
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Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: LV
		Reviewed on: 05/27/2015
		Updates:
		Recommendation:
		File 21A - Hudson

21A

21B Ryan Hudson (GUARD/P) Case No. 15CEPR00323

Petitioner Puryear, Ef (Pro Per – Step-father)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

		<u>TEMPORARY EXPIRES 6/1/15</u>	NEEDS/PROBLEMS/COMMENTS:
		EF PURYEAR, Step-Father, is Petitioner.	
		<u>Please see petition for details</u>	<p>Minute Order of 04/09/2015: For the Record: Brandon Williams is an older sibling, Delores Hullon is the maternal grandmother, and Petitioner's address is on West Ashlan. The Court dispenses with notice as to the paternal grandparents unless their names and whereabouts become known. The Court orders that efforts be made to find out who the maternal grandfather is and have him properly noticed for the general hearing.</p> <p>1. Need proof of personal service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice for:</p> <ul style="list-style-type: none"> • Robert Lee Hudson (Father) – Unless the Court dispenses with notice. <p>Note: Declaration of Due Diligence filed 04/06/201 states petitioner has never had contact with the father.</p> <ul style="list-style-type: none"> • Ryan Hudson (Minor) <p>Note: Proof of Service indicates that notice was given 12 days prior to the hearing and not the required 15 days.</p> <p>2. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for:</p> <ul style="list-style-type: none"> • Maternal Grandfather
Cont. from			
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✓	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
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✓	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: LV
			Reviewed on: 05/27/2015
			Updates:
			Recommendation:
			File 21B - Hudson

Petitioner Palomar, Nora V. (Pro Per – Maternal Grandmother – Petitioner)

Petitioner Palomar, Vince (Pro Per – Maternal Grandfather – Petitioner)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

		See petition for details.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>If this petition goes forward, the following issues exist:</p> <ol style="list-style-type: none"> 1. Need Court Investigation, clearances, pursuant to Probate Code §1513. 2. Need Notice of Hearing. 3. Need proof of personal service of Notice of Hearing with a copy of the petition on both parents pursuant to Probate Code §1511. 4. Need proof of service of Notice of Hearing with a copy of the petition on the paternal grandparents pursuant to Probate Code §1511. 	
	Aff.Sub.Wit.			
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	Notice of Hrg			X
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	CI Report			X
	Clearances			X
✓	Order			
	Aff. Posting			
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✓	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: skc	
			Reviewed on: 5/26/15	
			Updates:	
			Recommendation:	
			File 22 - George	

Petition for Order Approving Modification of Trust Terms

		DONNA MAE ANDREWS , Trustee, is petitioner.	NEEDS/PROBLEMS/COMMENTS:					
		Petitioner states she is the Trustee of the Spolsdoff Family Trust dated 8/11/1995, as amended and restated in its entirety on 3/17/2003, which was settled by James A. Spolsdoff ("James") and Vera J. Spolsdoff ("Vera").						
Cont. from		Vera died on 12/14/03.						
<input type="checkbox"/>	Aff.Sub.Wit.	James died on 3/25/09.						
<input checked="" type="checkbox"/>	Verified	Under the terms of the Trust, on the death of the surviving Trustor, 50% of the Trust Estate was to be distributed to Petitioner outright, and 50% was to be retained in trust for the benefit of Trustors' grandchildren: James Timothy Spolsdoff, Allison Larissa Spolsdoff and Katherine Vera Spolsdoff.						
<input type="checkbox"/>	Inventory	Petitioner is named as the Trustee of the trust for the grandchildren's benefit.						
<input type="checkbox"/>	PTC	No additional successor trustees are named in the Trust and neither of the Trustors appointed a successor trustee prior to their death. Accordingly, if Petitioner resigns, is incapacitated or dies, no successor trustees are in line to replace Petitioner and administer the Trust and the current Trustee lacks the authority to appoint her successor. The petition seeks to remedy that problem by designating alternate successor trustees to provide for a smooth transition of the trusteeship on Petitioner's resignation, incapacity or death.						
<input type="checkbox"/>	Not.Cred.							
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Please see additional page			<table border="1"> <tr> <td>Reviewed by: KT</td> </tr> <tr> <td>Reviewed on: 5/27/15</td> </tr> <tr> <td>Updates:</td> </tr> <tr> <td>Recommendation:</td> </tr> <tr> <td>File 24 – Spolsdoff</td> </tr> </table>	Reviewed by: KT	Reviewed on: 5/27/15	Updates:	Recommendation:	File 24 – Spolsdoff
Reviewed by: KT								
Reviewed on: 5/27/15								
Updates:								
Recommendation:								
File 24 – Spolsdoff								

Petitioner requests that ARTICLE EIGHTH of the trust be amended and restated in its entirety as follows:

Trustors may appoint a successor Trustee. If Trustors fail to do so, DONNA MAE ANDREWS shall become the successor Trustee, if DONNA MAE ANDREWS shall for any reason fail to qualify or cease to act as Trustee, ALLISON LARISSA SPOLSDOFF shall become the successor Trustee. If ALLISON LARISSA SOLSDOFF shall for any reason fail to qualify or cease to act as Trustee, KATHERINE VERA SPOLSDOFF and JAMES TIMOTHY SPOLSDOFF shall serve as Co-Trustees. If KATHERINE VERA SPOLSDOFF or JAMES TIMOTHY SPOLSDOFF shall for any reason fail to qualify or cease to act as Trustee, the other shall serve as the sole Trustee. The "Trustee" as used in this Trust shall include any Trustee named herein. No bond shall be required of any person named as Trustee. It is Trustors' desire that the Trustee consult the other family members with respect to all decisions concerning the Trust Estate.

Except for the foregoing modifications, all other provisions of the Trust will remain in full force and effect.

Each beneficiary of the Trust consents to the modifications.

Wherefore Petitioner respectfully requests that this Court issue an order:

1. Approving modification of ARTICLE EIGHTH of the Trust terms as set forth above governing the designation of successor trustees.

Petition for Accounting

		DANIEL CABALLERO and BALDEMAR MARTINEZ , beneficiaries, are petitioners.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <ol style="list-style-type: none"> Petition was not signed by Petitioner Baldermar Martinez. Probate Code §1020. Need Order. Local Rule 7.1 states a proposed Order shall be submitted with all pleadings that request relief. If the proposed order is not received in the Probate Filing Clerk's Office ten (10) days before the scheduled hearing, a continuance may be required.
		Petitioners state they are the grandchildren of the Settlor Opal E. Gramenz.	
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	Video Receipt		
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	Citation		
	FTB Notice		
		Opal E. Gramenz was the mother of two children, RANDE L. GRAMENZ and LUCINDA G. MARTINEZ .	
		Lucinda G. Martinez died in 1998 predeceasing Opal.	
		Lucinda was survived by four children, DANIEL CABELLERO, KENNETH M. CABELLERO, BALDEMAR MARTINEZ and PRISCILLA MARTINEZ .	
		Opal E. Gramenz died on 12/28/12.	
		Opal E. Gramenz' son RANDE L. GRAMENZ , is the Successor trustee of the Gramenz Family Living Trust Agreement.	
		The Trust provides that upon the death of the Trustor the Trust is to divide into as many equal shares as there are children of the Trustor then living and children of the Trustor then deceased leaving issue then living. The Trustor is to allocate one share for each living child and one share for the then living issue of a deceased child for who it shall be further subdivided in to sub-shares by right of representation.	
		Petitioners state on 1/21/15, he requested that Trustee, Rande L. Gramenz provide them with an accounting of the Trust.	
		No accounting has been produced.	
		Please see additional page.	
		Reviewed by: KT	
		Reviewed on: 5/27/15	
		Updates:	
		Recommendation:	
		File 25 - Gramenz	

25 In Re: Gramenz Family Living Trust Agreement Case No. 15CEPR00398

Petitioners state Rande L. Gramenz has failed to submit the requested account, and not account was made in the six months preceding Petitioners' request. Rande L. Gramenz has failed in his duty to account. Petitioners are therefore entitled to an accounting of the Trust.

Petitioners pray for an order that:

1. **RANDE L. GRAMENZ** be ordered to file and serve a code compliant accounting of the Trust within 45 day of the issuance of the order;
2. For costs, and for such other and further relief as the Court deems just and proper.

Petition Appoint Temporary Guardian of the Person

		<p>See petition for details.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order 5/4/15: Alisha Clark, Minor, is excused from the hearing. Ms. Childs requests a continuance in order to file a response. Karen Clark, Mother, also objects for the record. Written objections are to be filed by 5/22/15.</p> <p><u>Note:</u> As of 5/26/15, no objections have been filed.</p> <p><u>Note:</u> As noted in the Court's order of 4/22/15, this Court has no authority to extend the TRO. Petitioner may wish to pursue in the proper court.</p>	
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		Reviewed by: skc		
		Reviewed on: 5/26/15		
		Updates:		
		Recommendation:		
		File 26 - Clark		

27 Mateo Araujo, Jazmine Barrera (GUARD/P) Case No. 15CEPR00417

Petitioner Juana Hernandez De Hernandez (Pro Per – Nonrelative – Petitioner)

Petitioner Jose Luis Hernandez, Jr. (Pro Per – Nonrelative – Petitioner)

Petition - Appoint Temporary Guardian of the Person

		See petition for details.	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 5/4/14. The following issues remain noted:</p> <ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of personal service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing per Probate Code §1511 <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on: <ul style="list-style-type: none"> - Jazmine Barrera (Minor, age 16) - Miguel Angel Garcia (Father, if diligence not found per Declaration of Due Diligence filed 4/29/15) 	
Cont 050415				
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	Inventory			
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	Notice of Hrg			X
	Aff.Mail			
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	Pers.Serv.			X
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
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	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
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			Reviewed by: skc	
			Reviewed on: 5/26/15	
			Updates:	
			Recommendation:	
			File 27 – Araujo & Barrera	

Petition to Determine Succession to Real Property.

DOD: 2/10/15		<p>BRUCE T. JONES, brother, is petitioner.</p> <p>40 days since DOD.</p> <p>No other proceedings.</p> <p>Will dated: 3/18/05 devises entire estate to Bruce T. Jones.</p> <p>I & A - \$115,000.00</p> <p>Petitioner requests Court determination that Decedent's 100% interest in real property located at 513 W. Cortland in Fresno passes to him pursuant to Decedent's Will.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need original Will deposited with the court as required by Probate Code §8200.</p>
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<input type="checkbox"/>	Status Rpt	<p>Reviewed on: 5/27/15</p>	
<input type="checkbox"/>	UCCJEA	<p>Updates:</p>	
<input type="checkbox"/>	Citation	<p>Recommendation:</p>	
<input type="checkbox"/>	FTB Notice	<p>File 28 - Jones</p>	